

By: Talton

H.B. No. 2733

A BILL TO BE ENTITLED

1 AN ACT

2 relating to the administration of a polygraph examination to a  
3 peace officer.

4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

5 SECTION 1. Section 614.063, Government Code, is amended by  
6 adding Subsection (f) to read as follows:

7 (f) The head of a law enforcement organization that employs  
8 or appoints a peace officer may be removed from office or employment  
9 if the head of the law enforcement organization:

10 (1) suspends, discharges, or otherwise discriminates  
11 against a peace officer for refusing to submit to a polygraph  
12 examination that is not authorized under Subsection (a); or

13 (2) requires a peace officer to submit to a polygraph  
14 examination under Subsection (e) without providing to the peace  
15 officer the written explanation required by that subsection.

16 SECTION 2. This Act takes effect September 1, 2003, and  
17 applies only to an action taken by a head of a law enforcement  
18 organization against a peace officer on or after that date.